

State Probers Name Smith for Police Inquiry

He Asserts He Has Mass of New Information About the Department to Place With the Investigators

Scope To Be Widened

Parole Commissioner Lord Also Appointed Legislative Committee Counsel

James E. Smith, Assistant District Attorney, and Frank R. Lord, Parole Commissioner, were appointed yesterday assistant counsel to the joint legislative committee investigating the Hyman administration, according to an official announcement made by Senator Schuyler M. Meyer, chairman of the body. Both appointees will make their headquarters at the committee's offices, at 35 Park Row, and will assume their new posts on June 1.

Mr. Smith, it is understood, will devote his entire time to police matters, and his work will be more or less of a continuation of that with which he was engaged under former Governor Charles S. Whitman during the grand jury probe of the department.

The police inquiry which Mr. Smith will conduct for the Meyer committee will be much broader in scope than was the one carried on by the Whitman investigators. The grand jury's investigation of the Police Department was based on leads furnished by The New York Tribune, and resulted in one conviction and many indictments, which are still pending. The highest police official indicted by the grand jury was William J. Lahey, chief inspector of the department under Commissioner Enright.

From a reliable source it was learned yesterday that Mr. Whitman objected strenuously to the appointment of Mr. Smith by the legislative committee, and made a last minute appeal to the Assistant District Attorney to reject the post. The former Governor, it is understood, asked Mr. Smith to continue his work in the Whitman inquiry. This Mr. Smith declined to do, and informed Mr. Whitman that he felt it his duty to cooperate with the state body, where he could have a wider latitude in conducting his investigation of the Enright administration.

Mr. Smith said that he had a mass of new material pertaining to the Police Department which he would lay before the legislative committee. It is understood that the Assistant District Attorney will have the right to appoint his own staff. The only person he has so far selected to assist him in his state inquiry is Detective Emil Kling, for many years his body guard and confidential secretary.

James E. Smith is a Democrat and was appointed an assistant by Charles S. Whitman when he was District Attorney. Several witnesses were examined yesterday by members of the legislative body sitting as committees of one. Their names and the nature of the testimony they gave were withheld. Much valuable material, it was said, had been obtained from one witness by Deputy Attorney General Samuel A. Berger, assistant counsel to the committee.

Commissioner Lord will join the state body on June 1.

Brindell Claims \$30,000 Share in Mary G. Pinckney Estate

Robert P. Brindell, as assignee of James L. Watt, according to a petition filed in the Surrogate's Court yesterday for a judicial settlement of the estate of Miss Mary G. Pinckney, is entitled to a one-fourth interest in the estate. The estate was valued at \$1,272,408. Miss Pinckney owned a large tract of Harlem real estate, James L. Watt, her nephew, was one of the beneficiaries.

The exact identity of the Brindell mentioned in the petition filed in court or the consideration given for the assignment made by Watt to Brindell of an interest in the estate is not revealed.

Bedtime Stories

Mother Bear Laughs at the Cubs

By Thornton W. Burgess

What you know, and know you know,
No one can tell you isn't so.
—Mother Bear.

The twins did not have far to go to find Mother Bear, and in great excitement they told her how they had found a dead Snake, the very one who had given them such a fright the day before, and who Mother Bear was sure was none other than Bluffer the Adder, a perfectly harmless Snake.

"Come see him and tell us if it is Bluffer," begged the twins.

"I'm sure it is, for he had a turned-up nose," said Woolf-Woolf.

"There did you leave him?" asked Mother Bear, while in her heart she was sure that the twins were lying.

"Just over here a little way," declared Boxer eagerly. "Do come! It is only a few steps."

"But probably he isn't there now," growled Mother Bear.

"Yes, he is," declared the cubs together.

"He's dead, you know," added Boxer, and wondered why Mother Bear suddenly grinned and then became sober again.

"Well," said Mother Bear, "if you are quite sure of that I'll go over there and have a look at him."

"We are sure of that; he is dead as an old stick. Isn't he, Woolf-Woolf?" declared Boxer, as he prepared to lead the way.

Woolf-Woolf bobbed her head in the most decided way. "He certainly is," said she. Boxer pulled him all about and there wasn't even a wrinkle in his tail. Oh, he's dead, all right!

Mother Bear said nothing further, but followed the little Bears as they led the way to the place, where they had found the dead Snake. But when they were not looking she grinned and in her eyes was a twinkle.

"He is right here!" cried Boxer, as he broke through the bushes into the open space where Mother Bear, Bluffer the Adder. Then there was a funny little gasp from that little Bear. It caused Mother Bear to turn her head to hide a broad grin. "I—I mean this is where he was," stammered Boxer.

"Isn't he there now?" cried Woolf-Woolf, hurrying to see for herself.

Boxer didn't answer at once. There was no need. Woolf-Woolf could

Thirsty Throng to March July 4 For Personal Liberty—and Beer

Hottest Hour of Day Picked for Host Which Will Parade, Perhaps 200,000 Strong, Up the Avenue as a Protest Against the Prohibition Forces

Two hundred thousand men and women, thirsting for personal liberty and beer, will march up Fifth Avenue July 4, it was predicted yesterday, to demonstrate the parching severity of their thirst.

When Frank C. Drake advertised one morning for 100,000 earnest marchers for the parade he thought he was making about as liberal a demand on the public as was safe. He didn't want personal liberty and beer to become ridiculous simply because he had been overzealous, and it would be most humiliating to him if he had to stand at the head of a parade of 200,000 paraders and only 187,547 had lined up for the start.

So Mr. Drake advertised conservatively for 100,000, and when he applied for his parade permit yesterday the very lowest estimate he would make as to the number of pilgrims to engage in the Fourth of July quest for personal liberty and beer was 187,547.

So far as Mr. Drake is concerned, personal liberty is the principal aim of the demonstration. Mr. Drake doesn't object to beer, but he regards it as a kind of chaser for personal liberty. Mr. Drake is liberal-minded, however. He doesn't insist that every marcher must put personal liberty before beer.

He realizes that while personal liberty might mean beer to an idealist like him, certain concrete-minded individuals might conceive of beer as being personal liberty. Concrete-

minded individuals may feel perfectly free to enter Mr. Drake's parade. If they're concrete-footed also, so much the better, for the parade is to start at 2 p. m.—about the warmest moment of the day—at the Washington Arch and is to keep right on parading until the foremost units reach Seventy-second Street.

It is as rugged and arid a route as the arid Mr. Drake could think of. From the Arch to Forty-eighth Street there is not even a monastery with properly equipped St. Bernards, and from Forty-eighth Street north, the passage is equally perilous.

All that is demanded of the paraders is that they be hardy and earnest and not liquor dealers nor affiliated with either breweries or distilleries in any but an amateur way.

On this last point, Mr. Drake is most insistent. If any teetotalers try any mud-slinging Mr. Drake intends to have things arranged so that they will have to use their own mud; there will be none to be found on the skirts of mud-slingers.

So far as mud is concerned, it's going to be a dusty parade, positively, Mr. Drake says. In furtherance of this ideal Mr. Drake announced yesterday that no money was being accepted unless it came voluntarily through popular subscription. This was going to be no-buys parade but the paraders, said Mr. Drake, all applications for positions in line and offers of bands, flags, automobiles or other gifts should be made to suite 706, 1235 Broadway, where Mr. Drake opened headquarters yesterday.

Banker's Demands Block Settlement in Stillman Case

Wife Refuses to Accept Terms Specifying Where She Shall Reside; Adjustment Expected in Week

No settlement of the divorce suit of James A. Stillman against Mrs. Anne Urquhart Potter Stillman was arranged yesterday, but it was predicted on good authority that the negotiations would be successful and that a settlement out of court would in all probability be made within a week.

The attorneys in the case have until next Wednesday to come to a settlement before the case is called again, and by asking another adjournment could take even more time to adjust matters. The settlement now hinges on the demand by Mr. Stillman that his wife leave the country pending an adjustment of all differences and complications which have grown out of the suit.

An authority said yesterday that the future policy of Mrs. Stillman hinges on whether her husband's attorneys accept her ultimatum without specifying where Mrs. Stillman is to reside in the future.

Unless a settlement is effected on these grounds, it was said, Mrs. Stillman would fight the case through the courts and at the end of the divorce suit she might bring a \$500,000 alienation suit against Mrs. Florence Lawlor Leeds, named as co-respondent in the case.

"There will be no new suits filed until the present one is finally disposed of, and any future suit depends on the settlement of this one," one familiar with the case said yesterday.

When the suit is finally settled it may be that the public will not be given the final terms upon which the settlement is effected. Mrs. Stillman was said to have been advised yesterday by her attorneys not to accept an offer of \$100,000 to appear as an actress in the motion pictures. It was said that such a course could only serve to lose any public sympathy that has been aroused for her.

Disarmament Meeting To-day

The League of Women Voters will hold a mass meeting to discuss disarmament and the navy bill at the Thirty-ninth Street Theater this afternoon. The speakers will be Mrs. Chapman Catt, Will Irwin and George W.ickersham.

Weather Report

Figures indicated are standard time.

Local Forecast: Cloudy and somewhat warmer to-day; tomorrow partly cloudy; moderate variable winds.

Local Official Record: The following of-ficial record shows temperatures during the last twenty-four hours, in comparison with the corresponding date of last year:

1921. 1920.

2 a. m. 59 54 6 a. m. 61 56

8 a. m. 69 64 12 noon 72 68

2 p. m. 72 68 8 p. m. 68 64

10 p. m. 68 64 12 noon 72 68

Highest temperature yesterday, 73 degrees (at 2 p. m.); lowest, 47 degrees (at 2 a. m.); average, 61 degrees; average same date last year, 62 degrees; average same date for thirty-three years, 62 degrees.

Humidity

8 a. m. 70 70 12 noon 78 78 8 p. m. 78 78

Barometer Readings

8 a. m. 30.01 12 noon 29.97 8 p. m. 29.97

General Weather Conditions

WASHINGTON, May 25.—The pressure is now below normal in all parts of the country except along the north Pacific coast, and centers of minimum pressure were located over the Gulf of St. Lawrence, the Gulf of Mexico, and the Atlantic coast.

Temperatures continue high in the Gulf states, the central plains states, the middle Mississippi valley and in the far Northwest. Cool weather continued during Wednesday in the middle Atlantic states and over the New England States.

There have been rains within the last twenty-four hours in the middle Atlantic and New England states, the Gulf of the Great Lakes, the upper Mississippi valley and Ohio valley, and at scattered points in the north Atlantic states and the central Rocky Mountain region.

In New England, New York, New Jersey and eastern Pennsylvania the weather will be partly cloudy Thursday and Friday with somewhat higher temperatures.

In the middle Atlantic states and the Carolinas it will be partly cloudy to cloudy with gradually rising showers Thursday, and the temperature in Georgia, Florida and the Gulf states the weather will be generally fair Thursday and Friday.

In the lower lake region it will be partly cloudy Thursday and Friday with somewhat higher temperatures.

District Forecasts: Eastern New York, New England and New Jersey—Cloudy and somewhat warmer to-day; tomorrow partly cloudy.

Eastern Pennsylvania—Partly cloudy and somewhat warmer to-day; tomorrow cloudy.

Delaware—Partly cloudy to-day and tomorrow; moderate temperature.

Western Pennsylvania—Partly cloudy to-day and to-morrow; not much change in temperature.

Western New York—Partly cloudy and somewhat warmer to-day to-morrow partly cloudy.

"But he couldn't have fooled us; he was dead," insisted Woolf-Woolf.

"No," replied Mother Bear, "he simply pretended he was dead. He knew he couldn't fool you a second time by pretending to be fierce and dangerous, so he rolled over on his back and pretended to be dead. It is an old trick of his, one of his bluffs. Now you understand better than ever why he is called Bluffer."

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The next story: "In Vain Bluffer Tries All His Tricks."

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12 Jurors Rise, Assail Dry Act, Attack Police

Every One Knows Officers Exaggerate, Says Victim of Speed Law, Explaining 7th Rum Case Acquittal

Satisfy Judge's Curiosity

O'Brien Asserts Most Liquor Seized Here Is Fit Only To Be Dumped in River

When the seventh man tried for alleged liquor law violation was acquitted yesterday by a jury in Queens County Court before Judge George F. Andrews, of Tiaza County, who presided, the court demanded of jurymen in the case why it was they appeared to give a little credence to testimony of police officers.

"These policemen are hired to protect you as citizens," said Judge Andrews. "They are here to do their duty. Why is their testimony not considered?"

An immediate response from Bruno Bleul, of 317 Cooper Avenue, Evergreen, one of the jury, threw the courtroom crowd into laughter.

"That's simple, your honor," said Bleul. "We all know that policemen are given to exaggeration. If a policeman sees a man driving his automobile eighteen miles an hour he goes into court and swears the man was going twenty-seven to thirty miles. We have all of us had that sort of experience."

Asks Their Opinion of Law. "Is there any possibility, since the law is unpopular, that this fact is having any effect on you jurors?" pursued the court.

Immediately all twelve jurors were on their feet. Questioned collectively, they voiced their opinion of the Volstead act in emphatic tones. Questioned individually, all condemned the law, but each man insisted that his opinion of it had nothing to do with his verdict.

Corporation Counsel John O'Brien, in an opinion given Police Commissioner Enright yesterday in the matter of what should be done with \$2,000,000 worth of liquors seized since police raising of blind pigs began, said it would be up to the judges to decide what was good and what bad liquor. The commissioner had asked an opinion.

"The good liquor," says Mr. O'Brien in his opinion, "will be turned over to the sheriff with instructions to sell it to hospitals and institutions within the meaning of the prohibition law, and the bad liquor will be destroyed."

The opinion etes that a large part of the liquor seized is "deteriorated" and should be placed beyond the reach of human consumption.

4,155 Arrests Since April 4. Since the beginning of enforcement by the police under the Mulan-Gage law, April 4, the police reports 4,155 arrests. Among the seizures are 41 automobiles, 4 trucks, 1 baby carriage, 4 taxi cabs, 11 auto trucks, 3,525 barrels, 61,635 bottles, 1,654 cases, 1 motor boat, 1 bicycle, 3 boilers, 1 brief case, 23 casks, 29 containers, 5 copper boilers, 235 demijohns, 51 flasks, 31 funnels, 336 glasses, 4 handbags, 4 horses and 4 wagons, 1 horse truck, 1018 rugs, 49 kegs, 2 milk shakers, 36 porcelain tanks, 1 push cart, 1 tub, 18 wine presses and a large number of stills.

Rebukes for entering homes without search warrants continued to be heaped on the police by magistrates yesterday. Magistrate H. H. Dale, in Gates Avenue Court, Brooklyn, dismissed and rebuked for entering homes without search warrants continued to be heaped on the police by magistrates yesterday.

Magistrate William A. Sweetser in Jefferson Market Court declared detectives had no right to enter and raid the home of Walter Roth, 561 Seventh Avenue. He dismissed the case.

Detectives Smith and De Luca testified in Jefferson Market Court yesterday against Peter Eco and Joseph Battaglia, charged with selling liquor under bogus labels. Eco and Battaglia were held in \$1,000 bail each.

In the face of criticism of county judges, United States District Attorney Roy Ross in Brooklyn yesterday said he would continue to seek the indictment of Federal courts.

Alleged violators whose cases have been dismissed by police magistrates and county grand juries. Warrants were issued for the arrest of five defendants in Brooklyn and two in Staten Island who had been dismissed by county grand juries.

Cuts Off Daughter With \$1 Gelshenen, in Will, Advises Her Not to Make Contact

Miss Aline Lawson Gelshenen, of Attadena, Cal., receives only \$1 under the will of her father, Walter D. Gelshenen, which was filed in the Surrogate's Court yesterday. Mr. Gelshenen, son of an ex-bank president, died in Paris, June 7, 1920.

In making the \$1 bequest to his daughter, the testator said that she "shall never receive out of my estate any more," and added: "I make this provision for her adversity, for reasons well known to her, and I would advise any endeavor to contest the provisions of my will."

Mr. Gelshenen left to his brother, William H. Gelshenen jr., jewelry that formerly belonged to their father. He left the residue of his estate to his mother, Mrs. Katherine G. Brucker, who lives at the Hotel Langdon.

Birds and animals are \$15. \$20 and \$25.

Bird and turtle candlesticks are \$4 and \$7.

All these little figures are clever table decorations for the country house. Combinations of the birds and animals are really very lovely in color and interesting in design. You will find that they are different from anything you have ever seen made of glass or pottery.

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BEECH-NUT CIGARETTES

20 for 15¢

They are DIFFERENT They are GOOD

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BEECH-NUT CIGARETTES

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It Rarely Happens

that one who aims high in any art, profession, industry or vocation, does not at least pass above the average or "golden mean."

There are many steps up the mountain and it is worth-while for the outdoors and advantages they give, though we may not reach the top on the first day or by the first effort.

We can at least earn the commendation of our friends for having made the honest endeavor.

(Signed)

John W. W. W.

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